

## REMARKS

This Communication is offered in response to the Office Action of October 30, 2008.

An Abstract of the Disclosure is enclosed.

The Applicant wishes to thank the Examiner for the telephone conference of November 25, 2008 wherein the Examiner stated that the double-patenting obviousness type rejection erroneously listed U.S. Patent No. 7,044,294 rather than U.S. Patent No. 7,431,162. The Examiner stated that the double patenting rejection would be overcome by the filing of a Terminal Disclaimer with respect to U.S. Patent No. 7,431,162. This terminal disclaimer is submitted herewith.

It is therefore respectfully submitted that these rejections are overcome.

For all of the reasons above, it is respectfully submitted that all of the presently pending claims are in immediate condition for allowance. The Examiner is respectfully requested to withdraw the rejections of the claims, to allow the claims, and to pass this application to early issue.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Ronald E. Brown", with a stylized flourish at the end.

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